

Paul T. Trimmer
Nevada State Bar No. 9291
Lynne K. McChrystal
Nevada State Bar No. 14739
JACKSON LEWIS P.C.
300 S. Fourth Street, Suite 900
Las Vegas, Nevada 89101
Tel: (702) 921-2460
Email: paul.trimmer@jacksonlewis.com
Email: lynne.mcchrystal@jacksonlewis.com

*Attorneys for Defendants Ramparts, LLC
dba Luxor Hotel & Casino, New Castle Corp.
dba Excalibur Hotel & Casino, Circus Circus Casino Inc.
dba Circus Circus Hotel & Casino*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TRUSTEES OF THE NEVADA RESORT
ASSOCIATION—INTERNATIONAL
ALLIANCE OF THEATRICAL STAGE
EMPLOYEES AND MOVING PICTURE
MACHINE OPERATORS OF THE UNITED
STATES AND CANADA, LOCAL 720,
PENSION TRUST; TRUSTEES OF THE
NEVADA RESORT 'ASSOCIATION
INTERNATIONAL ALLIANCE OF
THEATRICAL STAGE EMPLOYEES AND
MOVING PICTURE MACHINE OPERATORS
OF THE UNITED STATES AND CANADA,
LOCAL 720, WAGE DISABILITY TRUST;
and TRUSTEES OF THE NEVADA RESORT
ASSOCIATION—INTERNATIONAL
ALLIANCE OF THEATRICAL STAGE
EMPLOYEES AND MOVING PICTURE
MACHINE OPERATORS OF THE UNITED
STATES AND CANADA, LOCAL 720,
APPRENTICE AND JOURNEYMAN
TRAINING AND EDUCATION TRUST,

Plaintiffs,

vs.

RAMPARTS, LLC dba Luxor Hotel & Casino, a
Nevada limited liability company; NEW
CASTLE CORP. dba Excalibur Hotel & Casino,
a Nevada corporation; and CIRCUS CIRCUS
CASINOS INC. d/b/a CIRCUS CIRCUS
HOTEL & CASINO, a Nevada corporation,

Defendants.

Case No.: 2:19-cv-01536-CDS-BNW

**SECOND JOINT STATUS REPORT
REGARDING STATUS OF
SETTLEMENT AND REQUEST TO
CONTINUE NOVEMBER 10, 2022
STATUS HEARING**

1 Plaintiffs, Trustees of The Nevada Resort Association—International Alliance of
 2 Theatrical Stage Employees and Moving Picture Machine Operators of The United States And
 3 Canada, Local 720, Pension Trust; Trustees of The Nevada Resort Association—International
 4 Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of The United
 5 States and Canada, Local 720, Wage Disability Trust; and Trustees of The Nevada Resort
 6 Association—International Alliance of Theatrical Stage Employees and Moving Picture Machine
 7 Operators of The United States and Canada, Local 720, Apprentice and Journeyman Training
 8 and Education Trust (“Plaintiffs”), through their counsel The Urban Law Firm, and Defendants
 9 Ramparts, LLC dba Luxor Hotel & Casino, New Castle Corp. dba Excalibur Hotel & Casino,¹
 10 Circus Circus Casinos Inc. dba Circus Circus Hotel & Resort,² (“Defendants”) through their
 11 counsel Jackson Lewis P.C., hereby submit the following second status report regarding
 12 settlement:

13 1. The Parties reached a settlement in principle at the conclusion of their July 22,
 14 2022 mediation with The Honorable Peggy Leen. The settlement was subject to ratification by
 15 the Plaintiffs’ full Board of Trustees, which met in September of 2022.

16 2. The Board of Trustees approved the settlement reached at mediation on or about
 17 September 13, 2022.

18 3. The parties have exchanged drafts of the proposed final settlement agreement.
 19 Specifically, Defendants sent a draft agreement on August 19, 2022, and Plaintiffs responded
 20 with a revised draft agreement on August 31, 2022.

21 4. The parties finalized a formal settlement agreement. Plaintiffs signed the
 22 agreement on October 20, 2022. Defendants signed the agreement on November 7, 2022.

23 5. Pursuant to the terms of the final agreement, Defendants have thirty (30) days
 24 from the date they signed the settlement agreement to submit a one-time lump sum payment to
 25 Plaintiffs.

26
 27 ¹ Defendant New Castle, LLC, is incorrectly named “New Castle Corp.” in the Complaint.

28 ² The Complaint incorrectly identifies Circus Circus Casinos, Inc. dba Circus Circus Hotel & Resort as
 “dba Circus Circus Hotel & Casino.”

6. Also pursuant to the terms of the final agreement, Plaintiffs will not be required to submit a stipulation and order for dismissal until Plaintiffs receive the payment.

7. A status conference is currently set for November 10, 2022, at 10:00am. However, it is unlikely that Defendants will be able to submit the lump sum payment by that date, or that Plaintiffs would then have sufficient time to file the stipulation and order for dismissal.

Thus, the parties request this Court reschedule a settlement status check conference in approximately thirty (30) days, at the Court's convenience, to permit the parties time for the final completion of the settlement process and to file a stipulation and order for dismissal.

Given the prospective settlement of this matter, the parties also request that all other deadlines, including all discovery deadline currently pending, remain stayed pending submission of the stipulation and order to dismiss this action.

Dated this 8th day of November, 2022.

THE URBAN LAW FIRM

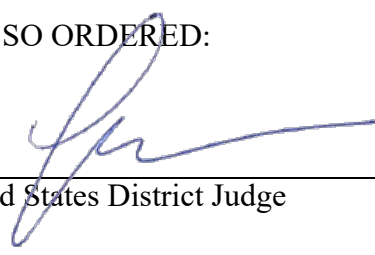
JACKSON LEWIS P.C.

/s/ Michael A. Urban
Michael A. Urban, NV SBN 3875
THE URBAN LAW FIRM
4270 S. Decatur Blvd., Suite A-9
Las Vegas, Nevada 89103
Attorney for Plaintiff

/s/ Paul T. Trimmer
Paul T. Trimmer, NV SBN 9291
Lynne K. McChrystal, NV SBN 14739
300 S. Fourth Street, Suite 900
Las Vegas, Nevada 89101
Attorneys for Defendants

ORDER

IT IS SO ORDERED:



United States District Judge

Dated: November 9, 2022